

NORTHERN DISTRICT OF CALIFORNIA

~~PROPOSED~~ ORDER DISMISSING
ACTION

Defendants.

1 The Court, having considered the submissions of Plaintiffs Joseph L. Barre, James Bernauer,
2 Tony DeBolt, Christopher Elder, Michael S. Hampton, Jon Henry, Keith L. Larson, Dave McGrath,
3 Wayne Metziner, Michael Meyer, Ezra Pena, Scott Sample, Stephen Schuster, and Larry R. Wolfe
4 (collectively, “Named Plaintiffs”) and Defendant Pacific Bell Telephone Company (“Pac Bell”)¹
5 (together, “the Parties”), and having considered the oral presentation by counsel for all Parties, and
6 good cause appearing therefor, this Court orders as follows:

- 7 1. The individual causes of action of Plaintiffs Joseph L. Barre, James Bernauer, Tony
8 DeBolt, Christopher Elder, Michael S. Hampton, Jon Henry, Keith L. Larson, Dave
9 McGrath, Wayne Metziner, Michael Meyer, Ezra Pena, Scott Sample, Stephen Schuster,
10 and Larry R. Wolfe are hereby dismissed with prejudice;
- 11 2. The class allegations asserted in the operative complaint in this action are dismissed
12 without prejudice to any unnamed class members;
- 13 3. Defendant shall give notice of this dismissal to the Communications Workers of
14 America: Local 9400;
- 15 4. Defendant shall file proof of service of such notice of the dismissal of this action on the
16 Communications Workers of America: Local 9400 within fourteen (14) days of entry of
17 the Order dismissing the action; and
- 18 5. Each of the Parties shall bear their own costs and attorneys’ fees.

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20 IT IS SO ORDERED.

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22 Dated: February 14, 2018

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HON. VINCE CHHABRIA

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27 ¹ The Parties previously agreed that Defendant Pacific Bell Telephone Company erroneously was sued as “AT&T Corp.”
28 See *Larson v. Pacific Bell Telephone Company*, Case No. 3:16-cv-04858-VC (ECF 12, 20, 40).